IN THE MATTER OF the *Public Health Act*, RSPEI 1988, c P-30.1

PUBLIC HEALTH ORDER

TO: All persons residing in or present in Prince Edward Island; and

All businesses and organizations operating or carrying on business in Prince Edward Island;

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16, 2020 pursuant to Order in Council EC2020-174, and continued on April 15, 2020 by Order in Council EC2020-254, on May 15, 2020 by Order in Council EC2020-305 and effective June 15, 2020 by Order in Council EC2020-350;

AND WHEREAS the Chief Public Health Officer, pursuant to subsection 39(2) of the *Public Health Act*, RSPEI 1988, c P-30.1 (the "Act"), believes on reasonable and probable grounds that:

(a) a communicable disease exists or may exist in the Province;

(b) the communicable disease presents a risk to the health of persons in the Province; and

(c) the requirements specified in the order are necessary to prevent, decrease or eliminate the risk to health presented by the communicable disease.

AND WHEREAS pursuant to subsection 39(1) of the Act, the Chief Public Health Officer may require a person to take or refrain from taking any action that is specified in the order in respect of a communicable disease;

AND WHEREAS the reasons for the order are the global COVID-19 pandemic, the health risks posed by the pandemic, and the necessity to prevent, decrease and eliminate those health risks;

AND WHEREAS pursuant to section 56 of the Act, the Chief Public Health Officer may require any person to provide information that the Chief Public Health Officer reasonably considers necessary to:

(a) assess the threat that a disease presents to public health and plan for and address the threat; or

(b) evaluate and monitor the health and safety of the general public.

NOW THEREFORE, pursuant to my authority under subsections 39(1), 49(3), and 56 of the Act, I hereby order as follows.

Definitions

1. In this Order:

(a) “allowable services” means services that are not essential services and are appropriate to open to the public, as determined by the Chief Public Health Officer, with certain public health measures in place. A list of examples of allowable services is published at:

https://www.princeedwardisland.ca/en/topic/covid-19.

(b) "close contact" means:

(i) A person who provides care for, lives with, or has close physical contact with a person who is confirmed or suspected to be infected with COVID-19; or

(ii) A person who comes into direct contact with the infectious body fluids of a person who is confirmed or suspected to be infected with COVID-19.

A "close contact" does not include a person who consistently and appropriately uses personal protective equipment while caring for a person who is confirmed or suspected to be infected with COVID-19.

(c) "essential services" means services that, if interrupted, would endanger the life, health, or personal safety of the whole or part of the population. A list of examples of essential services is published at:

https://www.princeedwardisland.ca/en/topic/covid-19.

(d) “household” means persons who normally reside together and a maximum of two additional members who reside elsewhere.

(e) "self-isolate" means compliance with the following measures:

(i) A person must remain in their residence or residence grounds, except to seek medical care or due to extraordinary circumstances including reasons of personal safety. A person who resides in an apartment building, condominium, rooming house, or other attached housing must remain on the residence's property and maintain a two-metre distance from other persons at all times while in common areas, corridors, stairwells, elevators, other shared spaces, and outdoors;

(ii) If a person must leave their residence or the residence’s property for a reason outlined in clause (i) above, the person must maintain a two-metre distance from other persons at all times, other than during treatment by a health care worker; and

(iii) all additional self-isolation requirements published at:

https://www.princeedwardisland.ca/en/information/health-and-wellness/covid-19-self-isolation

Points of Entry

2. Every person arriving on Prince Edward Island at any and all points of entry shall:

(a) stop when instructed to do so by a peace officer or public health official;

(b) answer any questions posed and provide all information requested by a peace officer, public health official, or health practitioner, including but not limited to: name, place of ordinary residence, license plate number, contact information, travel details, reason for entering the Province, occupation, and symptom information;

(c) if requested, submit to such tests and examinations as may be required;

(d) declare if they are experiencing symptoms including coughing, difficulty breathing, or fever; and

(e) provide complete details of their self-isolation plan.

Mandatory Self-Isolation

3. Unless exempted by the Self-Isolation Exemption Order, persons entering, residing in or present in Prince Edward Island who fall under any of the categories below shall self-isolate for the period of time specified,

(a) Persons diagnosed with COVID-19 shall self-isolate for a period of at least 14 days after the onset of symptoms and such additional time until the person is cleared by a public health official.

(b) Persons who are symptomatic and awaiting the results of a test for COVID-19 shall self-isolate as follows:

(i) Persons who are symptomatic with exposure criteria (history of travel or close contact with a positive case) shall self-isolate for 14 days from the last potential exposure (date of return from travel or last contact with a positive case), regardless of whether a negative test result is received during that period.

(ii) Persons who are symptomatic without exposure criteria (no history of travel, no known contact with a positive case) need not self-isolate after receipt of a negative COVID-19 test result, unless otherwise instructed by the public health official.

(c) Persons identified as a close contact of a confirmed or suspected case of COVID-19, shall self-isolate for a period of 14 days from the last day of close contact, regardless of whether a negative test result for COVID-19 is received during that period. For greater clarity, a person is no longer considered a suspected case if they fall under clause 3(b)(ii) and have received a negative COVID-19 test result.

(d) Persons who have travelled outside Canada on and after March 8, 2020 shall self-isolate for 14 days from the date of their return to Canada or for the duration

of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.

(e) Persons entering the Province from within Canada on and after March 21, 2020 shall self-isolate for 14 days or for the duration of their stay in the Province (if shorter than 14 days), regardless of whether a negative test result for COVID-19 is received during that period.

Mandatory Self-Isolation – Temporary Foreign Workers

4. Subject to section 5, effective April 17, 2020 at 8:00 a.m., all temporary foreign workers entering the Province shall self-isolate for 14 days at a quarantine facility designated by the Minister of Health & Wellness, regardless of whether a negative test result for COVID-19 is received during that period.

5. The following temporary foreign workers are exempt from the requirements in section 4:

(a) temporary foreign workers employed by an employer that has submitted a transition plan which addresses self-isolation requirements, and which plan has been approved by the Chief Public Health Officer; and

(b) such other temporary foreign workers as may be otherwise exempted by the Chief Public Health Officer under exceptional circumstances, provided satisfactory arrangements have been made for the temporary foreign worker to comply with self-isolation requirements.

6. Temporary foreign workers exempted from the requirements of section 4 who enter the Province shall remain subject to the requirement to self-isolate in accordance with this Order, an applicable transition plan, and applicable directions of the Chief Public Health Officer.

Businesses, Services and Organizations

7. Effective March 17, 2020, businesses, services and organizations that are not an essential service or an allowable service shall not offer or provide services to the public at a location that is accessible to the public.

8. Businesses, services and organizations that are not an essential service or an allowable service may continue serving the public by means of telephone, virtual services, delivery, and pick-up, provided that owners and operators of those services comply at all times with the preventative measures described in section 9.

9. Owners and operators of businesses, services and organizations that are permitted to operate under this Order, shall take the following preventative measures:

(a) take every reasonable step to ensure minimal interaction of people (including employees and/or clients) within two metres of each other;

(b) take every reasonable step necessary to prevent employees who are required to self-isolate, as provided above, from entering workplaces;

(c) develop and follow an exclusion policy that ensures symptomatic employees are immediately excluded from work activities;

(d) develop and follow an operational plan detailing how risk of transmission of disease will be mitigated;

(e) ensure enhanced cleaning and disinfection of shared areas and surfaces;

(f) ensure hand washing stations are available;

(g) follow any direction issued to a specific class of businesses, services or organizations, as referenced in Appendix A, as may be amended from time to time; and

(h) follow any other direction issued to the business, service or organization by the Chief Public Health Officer.

10. No business may operate a video lottery terminal.

11. Community fundraising lotteries and activities may only operate virtually.

12. Effective May 22, 2020, all child care facilities, including licensed and unlicensed centres, are permitted to re-open to the public. Licensed centres must comply with the Chief Public Health Officer's "Directive on Licensed Child Care Centres". Unlicensed centres must comply with the Chief Public Health Officer's "Directive on Unlicensed Child Care Centres".

Indoor Gatherings

13. Indoor gatherings of more than 15 persons are prohibited, except in the following circumstances:

(a) Facilities where health care or social services are provided.

(b) Businesses, services or organizations (including child care centres) that are permitted to operate under the Businesses, Services and Organizations section of this Order or any specific direction provided by the Chief Public Health Officer.

(c) Facilities with separate rooms or large spaces that can accommodate more than one gathering at a time in accordance with the Chief Public Health Officer's "Multiple Gatherings Guidance".

14. Any person gathering in an indoor location shall maintain a distance of two metres or more from persons who do not reside in their household, except for the following persons:

(a) Persons attending facilities where health care or social services are provided.

(b) Persons attending businesses, services or organizations (including child care centres) that are permitted to operate under the Businesses, Services and Organizations section of this Order or any specific direction provided by the Chief Public Health Officer.

(c) Persons playing organized recreational activities or indoor sports in accordance with the Chief Public Health Officer's "Organized Recreational Activities and

Team Sports Guidance". For greater clarity, spectators are required to maintain a distance of two metres or more from one another.

Outdoor Gatherings

15. Outdoor gatherings of more than 20 persons are prohibited, except in the following circumstances:

    (a) Facilities where health care or social services are provided.

    (b) Businesses, services or organizations (including child care centres) that are permitted to operate under the Businesses, Services and Organizations section of this Order or any specific direction provided by the Chief Public Health Officer.

    (c) Facilities with large spaces that can accommodate more than one gathering at a time in accordance with the Chief Public Health Officer's "Multiple Gatherings Guidance".

16. Any person gathering in an outdoor location shall maintain a distance of two metres or more from persons who do not reside in their household, except for the following persons:

    (a) Persons attending facilities where health care or social services are provided.

    (b) Persons attending businesses, services or organizations (including child care centres) that are permitted to operate under the Businesses, Services and Organizations section of this Order or any specific direction provided by the Chief Public Health Officer.

    (c) Persons playing organized recreational activities or outdoor sports in accordance with the Chief Public Health Officer's "Organized Recreational Activities and Team Sports Guidance". For greater clarity, spectators are required to maintain a distance of two metres or more from one another.

Long-Term Care Facilities and Nursing Homes Visitation

17. Visitation to long-term care facilities and nursing homes is permitted provided the facility complies with the Chief Public Health Officer's "Directive on Visitation to Long-Term Care Facilities and Nursing Homes".

General

18. Notwithstanding anything in this Order, the Chief Public Health Officer may exempt a person or class of persons from the application of any section of this Order under exceptional circumstances or on reasonable grounds.

19. This Order:

    (a) revokes and replaces my order of June 1, 2020;

    (b) is effective on June 12, 2020 at 12:00 p.m., except where stated in this Order to have retroactive effect; and

(c) shall remain in effect until June 26, 2020, unless earlier amended or revoked.

TAKE NOTICE that failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 66 of the Public Health Act.

DATED at Charlottetown, Queens County, Prince Edward Island this 12th day of June, 2020.

Dr. Heather Morrison
Chief Public Health Officer

Appendix A
Specific Requirements for Businesses, Services and Organizations

1. In addition to the requirements in clauses 9 (a) to (h) of this Order, limitations are imposed on certain businesses, services and organizations as may be indicated in the following documents:

    (a) Organized recreational activities or team sports in accordance with the Chief Public Health Officer's "Organized Recreational Activities and Team Sports Guidance".

    (b) Campgrounds and hotels in accordance with the Chief Public Health Officer's "Campground Guidance".

    (c) Gyms and fitness centres in accordance with the Chief Public Health Officer's "Fitness Facilities Guidance".

    (d) Restaurants and bars in accordance with the Chief Public Health Officer's "Food Premises Guidance".

    (e) Personal services in accordance with the Chief Public Health Officer's "Personal Services Guidance".

    (f) Funeral homes in accordance with the Chief Public Health Officer's "Funeral Home Guidance".

    (g) Day camps, for children and adults, in accordance with the Chief Public Health Officer's "Day Camps Guidance".

    (h) Golf Courses, private and public, in accordance with the Chief Public Health Officer's "Golf Course Guidance".

    (i) Employers of Temporary Foreign Workers in accordance with the Chief Public Health Officer's "Employers of Temporary Foreign Workers Guidance".